

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

MARCIE D. VADNAIS,

Plaintiff,

v.

SIG SAUER, INC.,

Defendant.

No.: 1:18-cv-00540-LMB-IDD

SIG SAUER, INC.'S PROPOSED VOIR DIRE

Defendant SIG Sauer, Inc. (“SIG Sauer” or “Defendant”), through its undersigned counsel, and pursuant to this Court’s Scheduling Order [ECF No. 32], request the following voir dire questions be addressed by the Court to the jury pool in this case:

1. Is everyone able to hear me OK? If so, please raise your hand.
2. Does anyone have a hearing or eyesight problem?
3. Is everyone able to read and speak the English language well?
4. Is there anyone who cannot sit for several hours at a time?
5. Is there anyone who has a physical or mental disability they believe may make them incapable of serving as a juror?
6. The plaintiff, Marcie Vadnais, is represented by Jeff Bagnell and Corey Pollard of the law firm Jenkins, Block & Associates P.C.
 - o Do any of you know Mrs. Vadnais? What about Mr. Bagnell or Mr. Pollard?
 - o Do any of you know anyone in Mrs. Vadnais’ family?
 - o Or anyone who works in Mr. Bagnell’s or Mr. Pollard’s office?

7. SIG Sauer is represented by Rob Joyce & Bob Kelly of the law firm Littleton Park Joyce Ughetta & Kelly LLP, and Laura Hooe from the law firm of Moran Reeves & Conn, PC.

- Do any of you know anyone who works for SIG Sauer?
- Does anyone know Mr. Joyce or Mr. Kelly or anyone who works for their firm? Does anyone know Ms. Hooe or anyone who works for her firm?

8. Does anyone know any of the following people who might testify in this case: [insert witness names]

9. I am the judge who will be presiding over this trial. Do you or any close relative know me?

10. Do you know or recognize anyone else in the jury pool?

11. Does serving on this jury for 4 days present a severe financial or personal hardship?

12. Do you have any ethical, religious, political, or other beliefs that may prevent you from serving as a fair and impartial juror?

13. I just told you some of the facts of this case. Are any of you familiar with this case?

14. Do any of you, or your immediate family members or close friends, have any special education and/or training in the law?

- Medicine
- Nursing
- Health care generally
- Engineering/firearms

15. Do any of you, or your immediate family members or close friends, have any involvement in the insurance industry, or in pursuing claims or resolving claims?

16. Ever served as a juror before?

- How was that experience?
- What kind of case(s)?
- What was the outcome of the case?

17. This case involves an alleged accidental discharge of a firearm by a law enforcement officer. Do any of you feel that because of the nature of the allegations, it might be difficult for you to sit as a juror?

18. Do you or anyone in your household own a firearm? If so, how many and what kind?

19. Have you, or any family members or close friends, ever been injured in an accident?

- If so, who?
- What type of injury?
- Was a claim made?
- Was a lawyer involved?
- Please tell us about the accident and injury.
- Was a lawsuit filed?
- How was the claim resolved?
- Were you satisfied with the outcome?

20. Have you, or any family members or close friends, ever been involved in a lawsuit?

- If so, what kind of lawsuit?
- What was your involvement in the lawsuit?
- Who represented you or them?
- How was the lawsuit resolved?
- Were you satisfied with the result?

21. Do you belong to a gun club or any organization that deals with firearms issues, such as the NRA?
22. Do you participate in the shooting sports?
23. Do you belong to an organization that advocates gun control?
24. Do you use a firearm in connection with your employment?
25. Are you or any member of your household related to any law enforcement officers or employees of law enforcement agencies?
26. Do you have an objection to firearms laws?
27. Have you or anyone close to you had an unpleasant experience where a gun was involved?
28. How many of you have strong feelings about guns?
29. Would you as a juror be more inclined to believe someone in law enforcement more so than any other person, just because he or she is a law enforcement person?
30. The law requires you to consider this case as though it were a dispute between two individuals. The fact that SIG Sauer is a corporation is of no importance. Does anyone believe a company should be treated differently than an individual?
 - Anyone think companies can't be trusted?
 - What do you think generally about companies that manufacture firearms?
31. Have any of you ever been hurt on the job?
32. Have you ever filed a workers' compensation claim?
33. Have any of you suffered a gunshot wound?
34. Have you ever experienced an unintentional discharge of a firearm, or do you know someone who has?

35. Have any of you suffered a leg/femur fracture?
36. Does anyone have any medical condition or other condition that would prevent you from concentrating on the evidence presented here this week?
37. Do you have bumper stickers on your cars? If so, what do they say?
38. Would anyone be unable to listen to all of the evidence presented in the case before making a decision?
39. If the plaintiff fails to prove her case by a preponderance of the evidence, will you be able to award her no money?
40. Does anyone think that just because a plaintiff files a lawsuit she must be entitled to something?
41. Do you believe or have an opinion that people who are involved in accidents tend to blame the product as an excuse for their own mistakes?
42. The law is that you must decide the case on the facts, and not be swayed by sympathy or passion. Is there anyone who could not put aside all sympathy for a person who was injured, and decide the case solely on the facts?
43. The law is that the plaintiff must prove the Subject P320 Pistol in this case defective or unreasonably dangerous to win. Is there anyone who thinks a company who makes a product should be liable anytime someone is injured using that product?
44. Does anyone here think for any reason they could not be fair to SIG Sauer in this case?
45. Does anyone think that a manufacturer should pay anytime someone is hurt using their product, regardless of fault?
46. Does anyone here think awards to plaintiffs are generally too low?

47. Is there anyone here who simply does not want to sit on this jury?
48. Does anyone here think there are simply too many lawsuits filed?
49. Does anyone believe damages in lawsuits are too high?
50. Does anyone believe our legal system is flawed/broken?
51. Does anyone here feel for any reason that they cannot be fair and impartial?
52. Is there anyone who during the time I've been asking questions wants to add to any of their answers? Is there anyone who missed having the chance to answer a question? If so, please speak up now.

Dated: March 22, 2019

Respectfully submitted,

By: /s/ Laura May Hooe
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CERTIFICATE OF SERVICE

I hereby certify that on the 22nd day of March, 2019, I will electronically file the foregoing with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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